

### IN THE CLAIMS

Please amend the claims as follows:

1. **(Currently Amended)** A cosmetic gel comprising:

a film-forming agent selected from the group comprising one or more ethyl acrylate/methylmethacrylate copolymers in which the ratio of ethyl acrylate units to methyl methacrylate units in the polymer is in the range of 7.5-8.5 : 1.8-2.3, wherein the film-forming agent is emulsifiable with water; [[and]] a solvent selected from the group consisting of an aliphatic hydrocarbon [[and]] or a volatile silicone derivate or combinations thereof wherein the aliphatic hydrocarbon solvent and volatile silicone derivate solvent are not miscible with water and are emulsifiable with the film forming agent, a non-ionic emulsifier and water, wherein the gel has an elasticity that is 4 to 5 times greater than the elasticity of the film- forming agent alone and the gel has a softness greater than the film-forming agent.

2. **(Previously Presented)** A cosmetic gel, comprising:

a film-forming agent comprising one or more ethyl acrylate/methylmethacrylate copolymers, wherein the film-forming agent is emulsifiable with water;

a solvent selected from the group consisting of aliphatic hydrocarbon solvent and, a volatile silicone derivate wherein the aliphatic hydrocarbon solvent and volatile silicone derivate are not miscible with water and are emulsifiable with one or more water-based ingredients;

a non-ionic emulsifier; and

water, wherein the gel has an elasticity that is 4 to 5 times greater than the elasticity of the film- forming agent alone and the gel has a softness greater than the film-forming agent.

3. **(Previously Presented)** The cosmetic gel according to Claim 2 wherein the emulsifier is chosen from the group consisting of alkoxylated alcohols, ethoxylated alcohols, polyglyceryl esters and mixtures thereof.

- 4-6. **(Canceled).**

7. (Original) The cosmetic gel according to Claim 1 wherein it additionally contains auxiliary cosmetic substances, active cosmetic substances or mixtures thereof.
8. (Canceled).
9. (Original) The cosmetic gel of claim 1 wherein the aliphatic hydrocarbon solvent has a concentration of 0.01 to 90 percent by weight of the gel.
10. (Original) The cosmetic gel of claim 1 wherein the volatile silicone derivate has a concentration of 0.01 to 90 percent by weight of the gel.
11. (Previously Presented) The cosmetic gel of claim 2 wherein the non-ionic emulsifier has a concentration of 0.01 to 5 percent by weight of the gel.
12. (Previously Presented) The cosmetic gel of claim 2 wherein the water has a concentration of 1.00 to 80 percent of the gel.
13. (Canceled).
14. (Original) The cosmetic gel of claim 1 wherein the aliphatic hydrocarbon solvent is selected from one or more of isododecane, pentane, hexane, decane, or other isoparaffin.
15. (Original) The cosmetic gel of claim 1 wherein the aliphatic hydrocarbon solvent or volatile silicone derivate ranges from 30 to 75% by weight.
16. (Original) The cosmetic gel wherein the volatile silicone derivate is selected from one or more of dimethicone, cyclomethicone, or decamethylcyclopentasiloxysiloxane.

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17. (Original) The emulsifier of claim 3 selected from one or more of Laureth-20, Laureth-23, Oleth-20, Steareth-20, Steareth-50, Cetareth-20, and Cetareth-30.
18. (Original) A cosmetic made with the gel of claim 1.
19. (Original) A cosmetic made with the method of claim 13.
20. (Previously Presented) An emulsion comprising:  
a mixture of a film forming agent comprising one or more of ethyl acrylate/methyl methacrylate copolymer in which the ratio of ethyl acrylate units to methyl methacrylate units in the polymer is in the range of 7.5-8.5 : 1.8-2.3;  
water; and  
a non-ionic emulsifier, wherein the gel has an elasticity that is 4 to 5 times greater than the elasticity of the film-forming agent alone and the gel has a softness greater than the film-forming agent.
21. (Previously Presented) The emulsion of claim 20, further comprising a volatile aliphatic hydrocarbon solvent wherein the volatile aliphatic hydrocarbon is not miscible in water but is emulsifiable with the emulsion.
22. (Previously Presented) The emulsion of claim 20, further comprising a volatile silicone derivate wherein the volatile silicone derivate is not miscible in water but is emulsifiable with the emulsion.
23. (Previously Presented) A gel comprising the emulsion of claim 20.
24. (Previously Presented) A cosmetic comprising the gel of claim 22.

25. (Previously Presented) A sun-blocking cosmetic comprising the gel of claim 22 and a sun blocking agent.

26. (Currently Amended) A lotion comprising the gel of claim 22 and an [[oil]]oil.